

## Message Text

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ACTION IO-13

INFO OCT-01 AF-08 ISO-00 ARA-06 EA-07 EUR-12 NEA-10

CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05

PA-01 PRS-01 SP-02 SS-15 USIA-06 DHA-02 /105 W

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R 031451Z SEP 76

FM USMISSION GENEVA

TO SECSTATE WASHDC 2226

INFO USMISSION USUN NY

AMEMBASSY MONROVIA

C O N F I D E N T I A L GENEVA 7023

E.O. 11652: GDS

TAGS: SHUM

SUBJ: 29TH SESSION SUB-COMMISSION ON PREVENTION OF DISCRIMINATION  
AND PROTECTION OF MINORITIES 12 AUG. - 1 SEPT.

ITEM 17 - DRAFT REPORT OF THE SUB-COMMISSION ON ITS 29TH  
SESSION ADD. 15 - SEPT. 1.

SUMMARY. DURING CONSIDERATION OF DRAFT REPORT, CAREY (US)  
AND WHITAKER (UK) CHALLENGED RECORDED VOTE ON UGANDA  
(AGENDA ITEM 8) AS INCORRECT. THE TWO MEMBERS ACCUSED  
SMIRNOV (USSR) OF ATTEMPTING TO DOCTOR THE RECORDS AND  
SHOW HIS VOTE AS BEING AGAINST THE RES WHEN IN FACT HE  
HAD ABSTAINED. FOLLOWING LENGTHY ARGUMENT, COMPROMISE  
LANGUAGE WAS FOUND WHICH SAYS MR. SMIRNOV INTENDED TO  
VOTE AGAINST THE RES. END SUMMARY.

1. ADD. 15 (QUESTION OF VIOLATIONS OF HUMAN RIGHTS IN  
ALL COUNTRIES, AGENDA ITEM 8) CITES RES CONCERNING  
SITUATION IN UGANDA (GENEVA 6942). CAREY NOTED VOTE AS  
STATED IN TEXT (14-1-2) WAS INACCURATE SINCE SMIRNOV  
HAD ABASTAINED DURING VOTING. CAJINA (NICARAGUA), ALSO  
NOTING CHANGE IN DOCUMENT, REQUESTED THAT HIS VOTE  
BE ADDED TO THOSE VOTING AGAINST RES. SMIRNOV  
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REFUSED BUT SAID CAJINA'S STATEMENT WOULD

BE REFLECTED IN DOCUMENT. HIS VOTE, HOWEVER, (SMIRNOV'S) WOULD REMAIN THE SAME AS PUBLISHED IN THE TEXT. WHITAKER TOOK ISSUE SAYING THE CHAIRMAN SHOULD APPLY THE SAME PRINCIPLE TO HIMSELF AS HE WAS APPLYING TO CAJINA. REFUSING SMIRNOV'S EXPLANATION THAT HE HAD VOTED AGAINST THE RES, WHITAKER STATED THERE WERE AT LEAST 10 WITNESSES TO HIS ABSTENTION, PLUS SECT CONFIRMATION. FOR THE SECOND TIME HE ACCUSED SMIRNOV OF RE-WRITING HISTORY AND INSISTED FIGURES COULD NOT BE DOCTORED.

2. WHEN SMIRNOV REPLIED THAT HE HAD CLARIFIED HIS VOTE AND THE CHAIRMAN (NETTEL) HAD ACCEPTED HIS EXPLANATION, CAREY NOTED THAT ACCEPTANCE WAS NOT PUBLIC AND THIS WAS FIRST TIME THAT THE SUB-COMMISSION WAS AWARE OF CHAIRMAN'S DECISION. WHITAKER CONTINUED EMPHASIZING THAT NETTEL HAD NOT CHANGED VOTE WHICH WAS 14-0-2.

3. VAN BOVEN (NETHERLANDS) INTERVENED SAYING SUB-COMMISSION SHOULD NOT DWELL ON THE ISSUE BUT CONTINUE WITH THE REMAINDER OF THEIR BUSINESS. HE STATED THAT THE VOTE WAS NOT IMPORTANT. COMMENT: VAN BOVEN'S COMMENT CAME AS A GREAT SURPRISE TO ALL WHO MEMBERS OF THE SUB-COMMISSION. MOST DECIDED HE WAS POLITICKING FOR DIRECTORSHIP OF HRC. END COMMENT.

4. MARC SCHREIBER (SECT) SUGGESTED THE FOLLOWING TEXT AS A COMPROMISE: THE VOTE WAS 14 IN FAVOR WITH 2 ABSTENTIONS. MR. SMIRNOV INTENDED TO VOTE AGAINST THE RESOLUTION. THIS LANGUAGE WAS ACCEPTABLE TO ALL MEMBERS, AND DISCUSSION ON THIS ADDENDUM ENDED. CATTO

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